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Attorney Docket No.: 71131

JUN 21 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : KOCH
Serial No : 10/725,979
Conf. No : 4934
Filed : December 1, 2003
For : BREATHING EQUIPMENT...
Art Unit : 3743
Examiner : Nihir Patel
Dated : June 21, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION UNDER 37 CFR 1.136 (a)

Sir:

The Office Action dated April 21, 2004 provided for a shortened statutory period for response of one month.

The shortened statutory period expired May 21, 2004.

Since the attached response is being filed within the first month pursuant to 37 CFR 1.136(a) the Examiner is respectfully requested to charge attorney's deposit account the appropriate petition fee of \$110.00 (fee code 1251).

Respectfully submitted
for Applicant(s),

By:



Theobald Dengler
Reg. No.: 34,575

For: McGLEW AND TUTTLE, P.C.

TD:jms
71131.13

DATED: June 21, 2004
SCARBOROUGH STATION
SCARBOROUGH, NEW YORK 10510-0827
(914) 941-5600

SHOULD ANY OTHER FEE BE REQUIRED, THE PATENT AND
TRADEMARK OFFICE IS HEREBY REQUESTED TO CHARGE SUCH FEE TO
OUR DEPOSIT ACCOUNT 13-0410.